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Apollo Enterprise Solutions, Inc.

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

DEBT RESOLVE, INC.

Plaintiff,

v.

APOLLO ENTERPRISE SOLUTIONS,  
LLC,

Defendant.

AFFIDAVIT OF EDWARD  
FONTAINE IN SUPPORT OF  
DEFENDANT'S REPLY  
REGARDING ORDER TO  
SHOW CAUSE ON  
JURISDICTION

Civil Action No. 07-103

**AFFIDAVIT OF EDWARD FONTAINE**

Edward Fontaine hereby declares:

1. I am a Vice President of Sales for Apollo Enterprise Solutions, LLC ("Apollo"), and have personal knowledge as to all matters stated herein.

2. I am informed that Mr. James D. Burchetta has stated that I spoke with him at the Collection Technology trade show in Las Vegas, Nevada on January 24, 2007 and said: "Things are going great. It's easy for me to meet clients

in New York, New Jersey and Pennsylvania since I live in Rhode Island." I made not such statement or anything even remotely similar. Other than merely acknowledging each other from afar, I had no conversation with Mr. Burchetta at the Las Vegas trade show.

3. My sales territory at Apollo is not limited to the east coast. Rather, I have national sales responsibility. Since my first employment at Apollo in September 2006, I have not made any sales calls in the state of New Jersey. I have not traveled to the state of New Jersey to make any sales calls or made any product presentations in the state of New Jersey. To my knowledge I have not spoken to any potential customer over the phone from New Jersey regarding Apollo's product. I have not made any sale of Apollo's product to anyone in New Jersey.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on March 15, 2007 at Riverside, Rhode Island.

  
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Edward Fontaine